File Dated: 4/22/04 Edna Sussman

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I. <u>Profession</u>	<b>Accrediting Agency or Jurisdiction</b>	<b>Date of Admission</b>
Attorney	New York (First Department)	1974
	US District Court: Southern District NY	1974
	US District Court: Eastern District NY	1974
	US Court of Appeals, Second Circuit	1974
	United States Supreme Court	1978

II. Professional Organization Date of	of Admission	Active/Inactive
American Bar Association	1970's	Active
Association of the Bar of the City of New York	1970's	Active
Arbitrator, American Arbitration Association Par	nel 1994	Active
Mediator, USDC SDNY Panel	1997	Active
Westchester Bar Association	2003	Active

## III. General professional experience:

My specialty as an attorney has been as a commercial litigator specializing in complex corporate disputes. In the past ten years I have also served frequently as a neutral in mediations and arbitrations.

As a litigation partner (1981-1987) and associate (1974-1981) at White & Case and in my current position as Of Counsel at Hoguet Newman & Regal I have represented clients in many different industries in a wide variety of complex commercial litigations. These disputes have included matters arising out of contracts, bankruptcy, accounting, financing transactions, fraudulent conveyances, securities, banking issues, antitrust, mergers/acquisitions, dealership relations, transnational litigation, products liability, employment, copyright, trade name, fiduciary duties, admiralty and estate matters. These matters have enabled me to become familiar with many different businesses, including the liquor, steel and oil industries, the air conditioning, furniture, match, flooring, discount store chain and shipping businesses, franchise operations, energy related businesses, a variety of investment vehicles and various facets of accounting and banking.

# IV. General pertinent experience:

As a mediator on the panel of the United States District Court for the Southern District of New York since 1997 and a panelist on the Commercial Panel of the American Arbitration Association since 1994, I have had extensive experience as a neutral and have successfully mediated and arbitrated numerous disputes concerning contracts, investment advisory and personal services disputes, hedge funds, franchise relationships, copyright violations, employment disputes, construction disputes, and breach of fiduciary duties issues.

### V. Mediation training:

American Bar Association, Dispute Resolution Section, Program on Mediating the Case with Companies in Bankruptcy, New York 4/ 2004 (2 hours)

United States District Court for the Southern District of New York Mediation Panel Mediation introductory training, New York City 12/97 (14 hours)

USDC SDNY Mediation training workshop, New York City, 2000 (4 hours)

American Arbitration Association Arbitrator Update 12/03 (4 hours);

AAA Commercial Arbitrator II Training, New York, 10/02 (14 hours)

AAA Arbitrator Training, White Plains, 6/99 (7 hours)

AAA Introductory Arbitrator Training Workshop, New York 10/95 (7 hours)

## VI. Pertinent bankruptcy training:

I have counseled on bankruptcy issues in the context of sophisticated business transactions and represented creditors in a broad variety of contexts, including protection of the security interests of creditors holding secured debt, representation of creditors with claims based on rejected contracts, representation of creditors with administrative claims, representation relating to wage claims. I have also represented the trustee in bankruptcy in extensive proceedings to recover property. Cases I handled became important precedents in the areas of adequate protection and the recognition of foreign trustees in bankruptcy.

#### VII. General pertinent business or legal experience:

Co-authored monthly column on litigation practice for *Legal Times of New York*; served as Co-editor of *Letter of Credit Reporter* and on Advisory Board of *Lender Liability Law Report*;

Lecturer on litigation practice for PLI, ABA, ALI-ABA and Association of the Bar of the City of New York.

Representative articles published: "The Emerging Fraud Exception", Letters of Credit Reporter; "Strategic Discovery", ABA's Litigation Journal; "Electronic Depositions", ABA's Litigation Journal; In the Legal Times of New York: "Discovery of Expert Witnesses"; "Arbitration Rules"; "Flexibility in Arbitration Actions"; "Court Disqualification Battles", "Unlisted Affirmative Defenses May Be Waived", "Planning Helps Ensure a Favorable Court Venue"; "Service Abroad Can Be Tricky"; "The Joint Defense Privilege"; "Client Depositions Must Have

Proper Preparation"; "Motions to Dismiss Can be Big Winners or Big Losers"; "Pretrial Conferences Require Planning".